## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| UNITED STATES OF AMERICA, | ) |            |
|---------------------------|---|------------|
| Plaintiff,                | ) | 4:09CR3091 |
|                           | ) |            |
| V.                        | ) |            |
| JOBITA WILLETTA AVERY,    | ) | ORDER      |
| Defendant.                | ) |            |
|                           | ) |            |

I am in receipt of a letter from Ms. Avery.

IT IS ORDERED that:

- 1. The Clerk shall file the letter.
- 2. Treated as a motion, it is denied.<sup>1</sup>

DATED this 5<sup>th</sup> day of February, 2013.

BY THE COURT:

Richard G. Kopf Senior United States District Judge

<sup>&</sup>lt;sup>1</sup>Ms. Avery is advised that she may seek a certificate of appealability from the United States Court of Appeals for the Eighth Circuit.